

WILLARD CITY CORPORATION
RESOLUTION #2015-16

A RESOLUTION OF THE WILLARD CITY COUNCIL CANCELING THE WILLARD CITY
NOVEMBER 3, 2015 MUNICIPAL ELECTION

WHEREAS, Willard City ("City") is an incorporated municipality and body politic duly organized under the laws of the state of Utah; and

WHEREAS, The Utah Municipal Code (Title 10, Utah Code Ann.) confers upon the City all rights, duties, powers, and privileges, and authority which under the laws of the State of Utah are exercised or may be capable of being exercised by a political subdivision of the State and by and through its governing body: "The Willard City Council"; and

WHEREAS, within the City the term of three (3) of its current members of the Willard City Council are set to expire at the end of the year, creating three openings to be filled beginning January 1, 2016; and,

WHEREAS, Section 20A-1-206, Utah Code Annotated, 1953 as amended (UCA), specifically provides, that a municipal legislative body may cancel a local election if a) the number of municipal officer candidates, including any eligible write-in candidates, for the at-large municipal offices does not exceed the number of open at-large municipal offices for which the candidates have filed, b) there are no other municipal ballot propositions, and c) the municipal legislative body has passed a resolution containing certain certifications; and,

WHEREAS, Section 20 A-1-206(c), UCA, states the municipal legislative body that cancels a local election must pass, no later than 20 days before the day of the scheduled Election, a resolution that cancels the election and certifies that each municipal officer candidate is unopposed or the number of candidates does not exceed the number of open at-large municipal offices; and,

WHEREAS, upon the expiration of the General Candidacy Declaration Deadline and the Write-in Candidacy Declaration Deadline, only the following persons had declared their candidacy for the three (3) City Council member positions, each for a four (4) year term:

Jared Profaizer
Michael Crossley
Delmar Fredde

WHEREAS, the Willard City Council has determined that it is in the best financial interest of the City to cancel its local election (but not any county or school district ballot measures) and designate the above-referenced unopposed candidates as elected to the Willard City Council as Council members for which they have declared their candidacy.

NOW THEREFORE, BE IT RESOLVED AND CERTIFIED BY THE WILLARD CITY COUNCIL:

1. That three (3) individuals: Jared Profaizer, Michael Crossley, and Delmar Fredde have filed declarations of candidacy for the position of Willard City Council member and there were no eligible write-in candidates.

2. That there are three (3) Council member positions available for four (4) year terms beginning on January 1, 2016.

3. That the number of candidates does not exceed the number of positions available.

4. That the Willard City Municipal Election scheduled on November 3, 2015, is hereby cancelled.

5. That the City Recorder is hereby authorized and directed to publish the cancellation of the Municipal Election on the Utah State Website for public notices, the Willard City website, the Willard City October Newsletter, and twice in the Box Elder News Journal before the date of the scheduled election.

PASSED AND ADOPTED September 10, 2015, by a vote of _____ for and _____ against.

Mayor

Attest:

City Recorder